

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2008-023770

09/01/2009

HONORABLE JOHN A. BUTTRICK

CLERK OF THE COURT  
M. Hovorka/C. Castro  
Deputy

SUSAN CARAS MARCHESE

EDDIE A PANTILIAT

v.

MAHALO COMPANY L L C, et al.

WILLIAM G STINSON

**COMPREHENSIVE PRETRIAL CONFERENCE**

IN CHAMBERS:

4:35 p.m. This is the time set for Telephonic Comprehensive Pretrial Conference. Plaintiff is represented by counsel, Eddie A. Pantiliat. Defendants are represented by counsel, William G. Stinson.

No court reporter is present.

A Comprehensive Pretrial Conference is conducted and legal matters are discussed.

A Motion to Set and Certificate of Readiness having been filed,

**IT IS ORDERED** suspending the provisions of Rule 38.1, as to the Motion to Set and Certificate of Readiness practice.

**IT IS FURTHER ORDERED AS FOLLOWS:**

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**1. DISCLOSURE, DISCOVERY AND MOTIONS.**

- A. **Expert Witnesses (alternating disclosure):** Plaintiff shall designate the name, subject matter, address, curriculum vitae, and opinions of all trial experts by **November 13, 2009**. Defendants shall designate the name, subject matter, address, curriculum vitae, and opinions all trial experts by **December 14, 2009**. Plaintiff's rebuttal trial experts shall be designated by **December 31, 2009**.
- B. **Discovery Cutoff:** All discovery shall be completed by **January 29, 2010**.
- C. **Rule 26.1:** All parties shall have exchanged up-to-date Rule 26.1 Supplemental Disclosure Statements including a disclosure of all final expert witness opinions by **January 29, 2010**. No information disclosed after this date may be used at trial absent court order or motion and affidavit. Such information must be seasonably disclosed on an ongoing basis pursuant to Rule 26.1 **prior** to this date.
- D. **Pretrial Motions:** All pretrial motions, other than Motions in Limine, shall be filed no later than **February 26, 2010**.

**2. SETTLEMENT CONFERENCE.**

The parties have agreed to private mediation.

**IT IS ORDERED** that private mediation shall be completed by **December 21, 2009**.

**IT IS FURTHER ORDERED** the parties, insurance adjusters, and representatives of carriers must personally attend and participate in the private mediation. The parties must participate in good faith even if no settlement is expected.

**3. TRIAL SETTING CONFERENCE.**

**IT IS ORDERED** setting a Trial Setting Conference on **May 3, 2010 at 9:00 a.m.** (time allotted: 15 minutes) in this division. **The parties will appear telephonically.** The Court shall initiate the call at the aforesaid date and time. At that time a firm trial date shall be set. In addition,

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a Final Pretrial Conference will be scheduled and the Court shall set deadlines for Motions in Limine, the Joint Pretrial Statement, Jury Instructions, Verdict Forms and Voir Dire Questions.

All telephonic proceedings held in chambers are not digitally recorded. If a court reporter is required, a **written request must be received** by the court at least 48 hours before the conference.

4:41 p.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>